IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr. Misc. No.28528 of 2008
SMT. JASMATIA DEVI & ORS. Vrs. THE STATE OF BIHAR
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/2/ **13.08.2008** Heard the counsel for the petitioners and the State.

2. Petitioner no. 1, Smt. Jasmatia Devi, is the mother-in-law, petitioner no. 2, Anil Yadav, is the elder brother and petitioner no. 3, Santosh Yadav @ Santosh Kumar, is the younger brother of the husband of the deceased. Offence alleged is under Sections 304B and 201/34 of the Indian Penal Code. In the present case initially charge sheet had been submitted only against the husband of the deceased, Sunil Kumar. He was put on trial and acquitted, as none of the witnesses, including the mother and other relatives of the deceased supported the case of the prosecution. After the acquittal of the husband, charge sheet has been submitted in favour of these petitioners on 30.04.2008, cognizance is taken on 12.05.2008 and now the case has been committed to the Court of sessions.

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3. Considering these facts and also the peculiar style of investigation being adopted by investigating agency now-a-days, specially in cases where the offence is under Sections 304B and 201/34 of the Indian Penal Code, the prayer for

anticipatory bail on behalf of the petitioners, is **allowed**. They are directed to be released on anticipatory bail, in case of their surrender before the Court concerned within four weeks from today, on furnishing bail bonds of Rs.10,000/- (rupees ten thousand) each with two sureties of the like amount each in connection with Bakhtiarpur P.S. Case No. 103 of 2004 to the satisfaction of the Additional Chief Judicial Magistrate, Barh, subject to the condition laid down under Section 438(2) of the Criminal Procedure Code.

4. Copy of this order be faxed to the Director General-cum-Inspector General of Police, Bihar, Patna

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(Mridula Mishra, J.)

S.A.